

GOVERNMENT OF ANDHRA PRADESH

ABSTARCT

Public Services – Panchayat Raj and Rural Development Department financial irregularities committed by Sri K.Subba Rao, Mandal Parishad Development Officer (retired), Mandal Parishad, Tuggali, Kurnool District - Imposition of penalty of 1% cut in pension permanently – Orders – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG-III) DEPARTMENT

G.O.Ms.No. 247

Dated: 15.07-2010

Read the following:-

1. From the CPR & RE., Hyd. Lr. No.3290/I2/98, dt. 30-7-1999.
2. Govt Memo.No.31182/Estt.VII/99-5, dt 1-08-2000.
3. From the DPO,Kurnool, Roc.No.490/pts.A4/96, dt 23-10-2001.
4. From the CPR & RE.,Lr.No.3290/CPR&RE/VS-2/98, dt.7-11-2002
5. Govt Memo.No.31182/Estt.VII/99-1, dt 1-08-2002.
6. Procdgs. of the CPR & RE ,Hyd. No.3290/CPR/VS2/1998, dt. 5-2-05.
7. Lr.No.E8/5202/03, dt. 6-4-05 of the CEO.,Z.P., Kurnool
(Enquiry report)
8. CPR & RE's Memo No.3290/CPR &RE/VS1/1998, dt. 21-4-05
9. Explanation. dt. 5-5-2005 of Sri K.Subba Rao, MPDO.(Retd).
10. From the CPR &RE, Lr.No.3290/CPR &RE/A2/98, dt: 3-08-2006.
11. Govt. Memo No.5595/Vig.III/2008-11, dt. 17-9-2009.
12. From Sri K. Subba Rao , MPDO (Retd), MP., Tuggali, Expln., dt. Nil.
13. Govt Lr.No.5595/Vig-III/08-13, dt 08-02-2010.
14. From the Secretary APPSC, letter No.394/RT-1/1/2010, dt: 29-05-10.

It had been brought to the notice of the Government, that Sri K.Subbarao, while working as Extension Officer (Pts), Dhone Kurnool District has made second signature in the cheque along with Ex-Sarpanch, Peapully Gram Panchayat and issued the cheque dt. 25-3-1994 for Rs.88,880/- towards purchase of 25 HP motor from Sri Lakshmi Electricals, Pune through Sri Ankireddy, Jr. Assistant. But there was neither recorded evidence nor material evidence for the above said purchase.

2. In the reference 2nd read above, the Commissioner, Panchayat Raj and Rural Employment was requested to lodge a complaint with the concerned Station House Officer, against above 4 Delinquent Officers, besides initiating disciplinary action, under intimation to Government.

3. In the reference 3rd read above, the District Panchayat Officer Kurnool , has informed the Commissioner Panchayat Raj and Rural Employment that the CrI. Case filed against the above 4 Delinquent Officers was dismissed by the Court on the ground that the complainant was absent regularly. The District Panchayat Officer, Kurnool has further stated that the departmental proceedings initiated against the Government servants could not be continued on the ground that the misappropriated amount was almost recovered from them and in view of the dismissal of criminal case filed against them.

4. Government, have examined the matter and the Commissioner Panchayat Raj and Rural Employment was informed that the recovery of the misappropriated amount is not a punishment and the criminal case was not dismissed on merits of the case. In Govt. Memo dt. 1-8-2002, he was requested to continue the departmental proceedings against Sri K.Subba Rao, Retired, Mandal Parishad Development Officer, and former Junior Assistant and furnish necessary proposals to Government for finalizing the disciplinary case under Andhra Pradesh Revised Pension Rules, 1980.

5. In the reference 4th read above, the Commissioner Panchayat Raj and Rural Employment has stated that the Chief Executive Officer., Zilla Parishad Kurnool issued Charge Memo dt. 6-7-97 against Sri K. Subba Rao, while he was in service. The delinquent officer retired from service on 28-2-99. Sri K.Subba Rao has submitted his written statement of defence to the Chief Executive Officer., Zilla Parishad, Kurnool on 13-2-1998.

6. The District Panchayat Officer Kurnool, has initiated disciplinary action against Sri Ankireddy, Junior Asistant, Grama Panchayat, Peapully by awarding punishment of stoppage of one increment for a period of one year without cumulative effect besides recovery of the misused amount with penal interest @ 8% per annum, vide Procdgs. Dt. 6-7-2000.

7. In the reference 5th read above, Govt have requested the Commissioner of Panchayat Raj & Rural Employment, Hyderabad to continue departmental proceedings against Sri K.Subba Rao, Retd., MPDO and furnish proposals at appropriate stage for finalizing the disciplinary action under A.P. Revised Pension Rules, 1980. The Commissioner of Panchayat Raj & Rural Employment, Hyderabad, has appointed the Chief Executive Officer., Z.P., Kurnool as Inquiry Officer to inquire into the said irregularities. The Inquiry Officer has submitted his report to the Commissioner of Panchayat Raj & Rural Employment., A.P., Hyderabad, on 6-4-2005 holding that all the three (3) charges framed against Sri K.Subba Rao, Retd.,MPDO., are held proved. The enquiry report was communicated to Sri K.Subba Rao, Retd.,MPDO., calling for his representation thereon, by the Commissioner of Panchayat Raj & Rural Employment, Hyderabad vide reference 8th read above. The individual has submitted his explanation / representation vide reference 9th read above.

8. Govt. after careful examination of matter have decided to impose a penalty of 1% cut in pension permanently against Sri K.Subba Rao, Retired, MPDO., for the charges held proved against him. Accordingly show cause notice was vide reference 11th read above, calling for his explanation. The individual has submitted his explanation vide reference 12th read above. The explanation was examined with reference to the record and found that it is not convincing. Hence, provisional decision of 1 % cut in pension permanently against K.Subba Rao, Retired, MPDO., was confirmed and accordingly the Andhra Pradesh Public Service Commission was consulted for their concurrence vide reference 13th read above. The Andhra Pradesh Public Service Commission has agreed to the said proposal of the Govt. vide reference 14th read above.

9. After careful examination of the matter Govt hereby impose the penalty of cut of 1 % pension permanently against Sri K.Subba Rao,MPDO (Retd), for the charges held proved against him.

10. The Commissioner of Panchayat Raj & Rural Employment, Hyderabad shall take necessary action accordingly.

11. The original record bearing No. 957/A2/99 (Containing CF pages 1 to 185 and NF pages 1 to 29) received in the reference 10th read above is returned herewith. The receipt of the same may please be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.V.P.C SASTRY
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Commissioner of Panchayat Raj and Rural Employment, A.P., Hyderabad
Sri K.Subba Rao, Retd., MPDO., Tuggali, Kurnool District (through the Commissioner
Panchayat Raj and Rural Employment Hyderabad
The Chief Executive Officer, Zilla Parishad, Kurnool.
The District Panchayat Officer, Kurnool.

Copy to:

The Secretary Andhra Pradesh Public Service Commission, Hyd.

// FORWARDED BY ORDER //

SECTION OFFICER

